

Message

From: Breneman, Sara [breneman.sara@epa.gov]
Sent: 7/19/2018 2:50:00 PM
To: Dickens, Brian [dickens.brian@epa.gov]; Frank, Nathan [frank.nathan@epa.gov]; Marshall, Sarah [marshall.sarah@epa.gov]
Subject: FW: AK Steel Request

Do not forward this please.

From: Nam, Ed
Sent: Tuesday, July 17, 2018 10:55 AM
To: Breneman, Sara <breneman.sara@epa.gov>; Furey, Eileen <furey.eileen@epa.gov>
Subject: FW: AK Steel Request

FYI: Do not distribute widely.

From: Nelson, Leverett
Sent: Tuesday, July 17, 2018 8:35 AM
To: Lupton, Jane <lupton.jane@epa.gov>; Nam, Ed <nam.ed@epa.gov>
Subject: FW: AK Steel Request

Jane/Ed-

I wanted you to see these emails between me and OECA: a sort of "post-script" to the Patrick/Jim/Kurt/Ed/Rett call on Friday re: AMG. It seems Patrick left the call with a misperception about federal/state communications. I think we have it corrected.

-Rett

From: Bodine, Susan
Sent: Tuesday, July 17, 2018 7:43 AM
To: Nelson, Leverett <nelson.leverett@epa.gov>
Cc: Starfield, Lawrence <Starfield.Lawrence@epa.gov>; Traylor, Patrick <traylor.patrick@epa.gov>; Kelley, Rosemarie <Kelley.Rosemarie@epa.gov>
Subject: RE: AK Steel Request

Got it.
Thanks for the clarification.

From: Nelson, Leverett
Sent: Monday, July 16, 2018 6:21 PM
To: Bodine, Susan <bodine.susan@epa.gov>
Cc: Starfield, Lawrence <Starfield.Lawrence@epa.gov>; Traylor, Patrick <traylor.patrick@epa.gov>; Kelley, Rosemarie <Kelley.Rosemarie@epa.gov>
Subject: RE: AK Steel Request

Susan-

I want to make clear the state of play on the question of state/EPA communication about the SO2 modeling. In an April 27 email to his counterpart at Ohio EPA, the section chief here in the Air program noted the findings from our SO2 modeling. Shortly after that, at the RA's direction, we canceled our call to discuss the modeling and other aspects of this case. I gather the RA wanted an opportunity to discuss the matter with the state at her level before any further discussions took place at the staff level. Staff-level discussions with the state have been on hold since then. We plan to discuss the modeling in the upcoming but not yet scheduled technical call with Ohio EPA.

Please let me know if you need more. Thanks.

--Rett

From: Bodine, Susan

Sent: Monday, July 16, 2018 4:14 PM

To: Nelson, Leverett <nelson.leverett@epa.gov>

Cc: Starfield, Lawrence <Starfield.Lawrence@epa.gov>; Traylor, Patrick <traylor.patrick@epa.gov>; Kelley, Rosemarie <Kelley.Rosemarie@epa.gov>

Subject: RE: AK Steel Request

Thanks.

I am glad AMG is on track and I am glad you are now checking to find out the state position on matters. It was troubling to hear that the Region did not share the SO2 emissions modeling at AMG with the state earlier.

Susan

From: Nelson, Leverett

Sent: Monday, July 16, 2018 5:05 PM

To: Bodine, Susan <bodine.susan@epa.gov>

Cc: Starfield, Lawrence <Starfield.Lawrence@epa.gov>; Traylor, Patrick <traylor.patrick@epa.gov>; Kelley, Rosemarie <Kelley.Rosemarie@epa.gov>

Subject: FW: AK Steel Request

Susan-

Thanks for the heads up. Ohio has the enforcement lead on AK Steel for now. The AK arrangement is actually a great example of cooperative federalism; both EPA and Ohio support that outcome, including all levels within the Region. Ed Nam mentioned the AK Steel example during our discussion about AMG Vanadium with Patrick on Friday.

The Region obtained some additional opacity data that Ohio EPA did not use to cite violations in their NOV for opacity at AK Steel. We are evaluating ambient benzene data before we proceed on that issue. If we do decide that action is needed, we will of course talk further with the state before anything happens.

One further note about our conversation with Patrick about AMG Vanadium. AMG is an Ohio CAA case in the pre-referral stage where the state has changes position and is now asking to assume the enforcement lead. During the pre-referral approval process, once Cathy decided to check in with her counterpart at Ohio EPA, it became clear that the position that those within Ohio EPA with whom we had had numerous communications did not reflect the views of the Director. We have a path forward now to sort out the issues in AMG, thanks to Patrick's help on Friday. But one consequence—as I am checking to make sure “the state” is on board in a Michigan case now in the pre-referral stage—is a trend toward checking in with the state directors on any federal enforcement lead case. It may be entirely appropriate to do so, but it does take time. Internal elevation within the state agencies has not been reliable or predictable.

Please let me know if you have questions. Gerdau will likely be lodged tomorrow; I'm sending a separate email to you on that.

Rett

From: Bodine, Susan

Sent: Monday, July 16, 2018 1:54 PM

To: Traylor, Patrick <traylor.patrick@epa.gov>; Starfield, Lawrence <Starfield.Lawrence@epa.gov>; Kelley, Rosemarie <Kelley.Rosemarie@epa.gov>; Nelson, Leverett <nelson.leverett@epa.gov>

Subject: FW: AK Steel Request

FYSA

Sampling results.

From: Dave.Miracle@aksteel.com [mailto:Dave.Miracle@aksteel.com]

Sent: Monday, July 16, 2018 2:51 PM

To: Stepp, Cathy <stepp.cathy@epa.gov>

Cc: Bodine, Susan <bodine.susan@epa.gov>; Pat.Gallo@aksteel.com

Subject: AK Steel Request

Ms. Stepp:

My name is Dave Miracle and I'm the General Manager of Environmental Affairs for AK Steel Corporation headquartered in West Chester, Ohio. On June 26, we met with Susan Bodine in Washington D.C. along with other members of the American Iron and Steel Institute. During the meeting, we updated her on the status of some air sampling that was performed by U.S. EPA Region V in early May at our steel-making facility in Middletown, Ohio. Although AK Steel has not received results from U.S. EPA directly, we understand that there has been substantial dialogue between U.S. EPA Region V, ATSDR and the state of Ohio. She suggested that we reach out to you and request a meeting to discuss.

We would gladly come to Chicago to discuss at your convenience and thank you very much for your consideration.

Dave Miracle

David Miracle

General Manager - Environmental Affairs & Sustainability

AK Steel Corporation

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